

BY: Senator Ruben

AMENDMENTS TO SENATE BILL NO. 560, AS AMENDED

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, after “circumstances;” insert “requiring a court to make a specific finding as to whether or not the return of a child to the custody of the natural parent poses an unacceptable risk to the future safety of the child under certain circumstances;”.

AMENDMENT NO. 2

On page 4, in line 34, strike “and”; and in line 37, after “professionals” insert “; AND

(VII) SUBJECT TO THE PROVISIONS OF SUBSECTION (D)(5) OF THIS SECTION THAT REQUIRE THE COURT TO MAKE A SPECIFIC FINDING AS TO THE FUTURE SAFETY OF THE CHILD, THE EXISTENCE OF ANY CIRCUMSTANCES OR ACTS ENUMERATED IN SUBSECTION (D)(1)(V) OF THIS SECTION”.

On page 5, after line 29, insert:

“4. COMMITTED CHILD ABUSE OF ANY CHILD;

5. BEEN CONVICTED IN ANY STATE OR ANY COURT OF THE UNITED STATES OF ANY CRIME NOT OTHERWISE ENUMERATED IN THIS PARAGRAPH (1)(V) THAT WOULD BE A CRIME OF VIOLENCE, AS DEFINED IN ARTICLE 27, § 643B OF THE CODE IF COMMITTED IN THIS STATE, OR AIDED OR ABETTED, CONSPIRED, OR SOLICITED TO COMMIT SUCH A CRIME AGAINST THE CHILD, THE OTHER NATURAL PARENT OF THE CHILD, A SIBLING OF THE CHILD, OR ANY PERSON WHO RESIDES IN THE HOUSEHOLD OF THE NATURAL PARENT;”;

and in lines 30 and 33, strike “4.” and “5.”, respectively, and substitute “6.” and “7.”, respectively.

(Over)

On page 6, after line 15, insert:

“(5) IF THE COURT FINDS THAT ANY OF THE CIRCUMSTANCES OR ACTS ENUMERATED IN PARAGRAPH (1)(V) OF THIS SUBSECTION EXISTS, THE COURT SHALL MAKE A SPECIFIC FINDING, BASED ON FACTS IN THE RECORD, AS TO WHETHER OR NOT THE RETURN OF THE CHILD TO THE CUSTODY OF THE NATURAL PARENT POSES AN UNACCEPTABLE RISK TO THE FUTURE SAFETY OF THE CHILD.”